



324724

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

MAR 11 2009

REPLY TO THE ATTENTION OF:

SE-5J

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Waste Management Company  
3003 Butterfield Road  
Oak Brook, IL 60521

Re: Follow-up to the Request for Information Pursuant to Section 104(e) of CERCLA for the  
Rose Exterminator Site in Norwood, Ohio

Dear Sir:

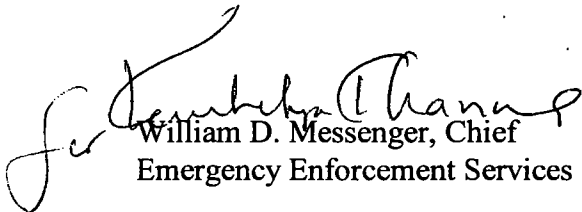
On February 5, 2009, the United States Environmental Protection Agency (U.S. EPA) issued the enclosed information request to you pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) as amended, 42 U.S.C. § 9604(e). This information request required you to provide certain documents and information within fourteen (14) days of the receipt of this letter.

Although the deadline for the information request's response has passed, U.S. EPA has not received any response to the information request. U.S. EPA therefore requests that you comply immediately with that information request. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR § 2.203 (b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures, provided in 40 CFR Part 2, Subpart B. If no such claim accompanies the information when it is received by U.S. EPA, it may be made available to the public by U.S. EPA without further notice.

Continued failure to comply with U.S. EPA's information request, or to adequately justify such failure to respond, may subject to an enforcement action seeking to compel compliance and collect penalties of up to \$37,500 per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. § 9604(e)(5) and as adjusted by 69 Fed. Reg. 7121-27 (Feb. 13, 2004) (codified at 40 C.F.R. § 19.4) pursuant to the Debt Collection Improvement Act of 1996. U.S. EPA has the authority to use the information requested herein in an administrative, civil, or criminal action.

Please contact Ms. Nola Hicks, Assistant Regional Counsel, at (312) 886-7949 if you have any legal questions regarding this matter. All other questions should be directed to Mrs. Mila Bensing, Enforcement Specialist, Emergency Enforcement Services Section, at (312) 353-2006.

Sincerely yours,

  
William D. Messenger, Chief  
Emergency Enforcement Services Section

Enclosure

U.S. Postal Service  
**CERTIFIED MAIL RECEIPT**  
(Domestic Mail Only, No Insurance Coverage Provided)

0256 9870 9000 0020 0320 0100 7001

*Benjamin S. V. E. L.*

Postage \$ *1.32*

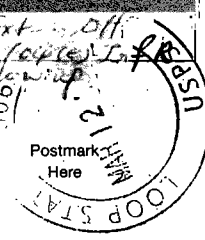
Certified Fee *2.00*

Return Receipt Fee (Endorsement Required)

Restricted Delivery Fee (Endorsement Required)

Total Postage *6.07*

**AGENCY SUPPORT SECTION**



Sent To **Waste Management Company**  
Street, Apt. N **3003 Butterfield Road**  
or PO Box No **Oak Brook, IL 60521**  
City, State, Zi

PS Form 3800

*Follow-up to 104(e)  
Waste Mgmt.  
3/11/09*

**EPA**  
United States  
Environmental Protection  
Agency  
Region 5  
7 West Jackson Blvd  
Chicago, IL 60604

*Bensing*  
Special Business  
Not Suitable For Private Use

**RECEIVED**  
MAR 27 2009  
**EMERGENCY SUPPORT  
SECTION**

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

**CERTIFIED MAIL**

Items 1, 2, and 3. Also complete  
Restricted Delivery is desired  
Name and address on the reverse  
can return the card to you  
glue to the back of the mailpiece  
only if space permits

Sent to

Waste Management Company

A Received by (Please Print Clearly) B Date of Delivery

*3-27-09*

C Signature

*X [Signature]*

☐ Agent  
☐ Addressee

D Is delivery address different from item 1?  
If YES enter delivery address below

☐ Yes  
☐ No

3 Service Type

☐ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C O D

4 Restricted Delivery? (Extra Fee)

☐ Yes

*WTF*  
Waste Management Company